IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No. 80 of 2005

For Approval and Signature:

HON'BLE MR.JUSTICE A.M.KAPADIA

==========

1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

==========

VISATNAGAR COOPERATIVE HOUSINGSOCIETY - Applicant(s)

Versus

HILPARK PLOT OWNERS ASSOCITION & 3 - Opponent(s)

==========

Appearance :
MS AMRITA M THAKORE for Petitioner No(s).: 1.
RULE SERVED for Respondent No(s).: 1 - 2,3.
None for Respondent No(s).: 2.
RULE UNSERVED for Respondent No(s).: 4.
==========

CORAM : HON'BLE MR.JUSTICE A.M.KAPADIA

Date : 11/08/2005

ORAL JUDGMENT

1.Ms. Amrita M. Thakore, learned advocate of the petitioner states that Regular Civil Suit No. 306 of 2004 filed by respondent No.1 – original plaintiff

against the petitioner and others in the Court of learned Civil Judge (JD), Ahmedabad Rural has been withdrawn, and since this petition is filed challenging the order recorded below application exh.19, in Regular Civil Suit No. 306 of 2004, this petition now does not assume survival value as it has become infructuous in view of withdrawal of Regular Civil Suit No. 306 of 2004. She therefore urged to pass appropriate orders disposing of the petition.

2. In view of the aforesaid statement made by Ms. Amrita M. Thakore, learned advocate of the petitioner, the petition stands disposed of with no order as to costs as having become infructuous in view of withdrawal of Regular Civil Suit No. 306 of 2004. Rule is discharged. Ad interim relief granted earlier shall stand vacated.

(A.M.Kapadia,J)

Jayanti*